

Remarks

Applicant respectfully requests reconsideration of this application. No amendments have been made to the claims. None of the claims have been allowed.

Information Disclosure Statement

Applicant wishes to disclose that a Final Office Action rejecting all pending claims was mailed 10/05/07 in related application serial no.: 10/367,178. A Final Office Action rejecting all pending claims was mailed 10/05/07 in related application no.: 10/367,197. An Office Action was mailed 10/02/07 in related application no.: 10/618,931. An Office Action rejecting all pending claims was mailed 12/11/07 in related application serial no.: 10/315,624.

Traversal of Claim Rejections Under 35 U.S.C. § 102(e)

Claims 45-69 stand rejected under 35 U.S.C. § 102(e) as being anticipated by Rios (US 2004/01235820 A1); "Rios"). Applicant respectfully traverses this ground of rejection.

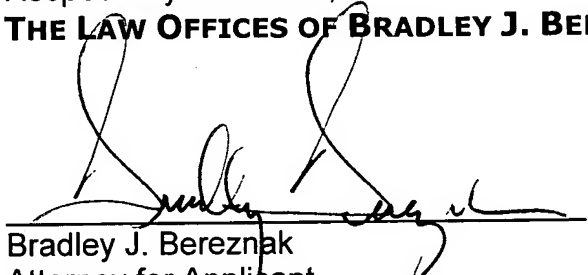
Applicant is submitting herewith declarations of Stephen G. Perlman (the named inventor) and Bradley J. Berezna (the undersigned attorney) with attached Exhibits that establish invention of the subject matter of the rejected claims was conceived prior to the December 31, 2002 filing date of the parent continuation-in-part application no. 10/334,747 of the Rios reference. Applicant respectfully submits that these declaration and exhibits establish conception prior to the effective date the Rios reference coupled with due diligence in the time period from just prior to the effective date the Rios reference to the February 14, 2003 effective filing date of the present patent application, i.e., the filing date of parent application no. 10/367,197. The rejection under 35 U.S.C. § 102(e) based on the Rios reference should therefore be withdrawn. (See MPEP 715)

All rejections having been traversed, Applicant respectfully submits that all remaining claims are in condition for allowance.

Please charge any shortages of fees or credit any overcharges of fees to our Deposit Account No. 50-2060.

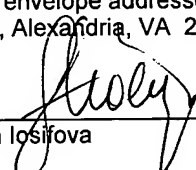
Respectfully submitted,
THE LAW OFFICES OF BRADLEY J. BEREZNAK

Dated: 3/27, 2008


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I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage in an envelope addressed to the Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on March 27, 2008.


Anna Iosifova

March 27, 2008
Date